IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

WP(C).No. 16223 of 2007(F)

PETITIONER:

MATHEW JOSEPH,
S/O.JOSEPH, CONTRACTOR, VALIYAPLACKAL HOUSE,
ANAVILASAM P.O., KUMILY, IDUKKI DISTRICT.

BY ADV. SRI.G.HARIHARAN
SRI.PRAVEEN.H.

RESPONDENTS:

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1. SALES TAX OFFICER (WC & LT),
OFFICE OF THE DEPUTY COMMISSIONER,
KATTAPPANA, IDUKKI.

2. STATE OF KERALA,
REPRESENTED BY SECRETARY GOVERNMENT,
TAXES DEPARTMENT, SECRETARIAT, TRIVANDRUM.

3. VILLAGE OFFICER,
ANAVILASAM VILLAGE, UDUNPANCHOLA TALUK,
IDUKKI DISTRICT.

4. TAHSILDAR (R.R),
NEDUMKANDAM, IDUKKI DISTRICT.

5. DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, ERNAKULAM.

BY ADV. SHRI.MOHAMMED RAFFIQ, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 16223 of 2007

Dated, this the 29th day of May, 2007

J U D G M E N T

Heard the learned counsel for the petitioner and the learned Government Pleader. Having regard to the contentions raised, this WP(C) is disposed of modifying Ext.P9 by reducing payment from 50% to 1/3rd of the balance tax dues and interest, which petitioner is directed to pay within one month from now. If payment is made, appellate authority will take up the appeal and dispose of the same within three months from the date of making payment as above. If petitioner does not make payment as above, entire balance tax can be recovered from the petitioner, during pendency of the appeal after one month. Appeal in that case will be disposed of in the usual course.

This WP(C) is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg